

**THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK**

VEREIT, Inc.,

Plaintiff,

v.

**Nicholas S. Schorsch, Peter M. Budko,
William M. Kahane, and Edward M. Weil,**

Defendants.

Civil Action No. 17-cv-6546

ORAL ARGUMENT REQUESTED

**DEFENDANTS' MOTION TO COMPEL RESPONSES
TO DEFENDANTS' INTERROGATORIES UNDER FRCP 37(a)**

PLEASE TAKE NOTICE that, upon the accompanying memorandum of law and exhibits, and upon all pleadings and papers previously filed, Defendants Nicholas S. Schorsch, Peter M. Budko, William M. Kahane, and Edward M. Weil (collectively, "Defendants"), by and through their undersigned counsel, will move this Court pursuant to Federal Rule of Civil Procedure 37(a), to compel Plaintiff VEREIT, Inc. to respond to Defendants' Interrogatories served pursuant to this Court's May 11, 2018 Order.

Dated: June 26, 2018

Respectfully submitted,

/s/ Robin L. Cohen

Robin L. Cohen

New York Bar No.: 2254019

rcohen@mckoolsmith.com

Natasha Romagnoli

New York Bar No. 3040334

nromagnoli@mckoolsmith.com

Elizabeth Sherwin

New York Bar No. 1998228

esherwin@mckoolsmith.com

McKool Smith, P.C.

One Bryant Park, 47th Floor

New York, New York 10036

Telephone: (212) 402-9400

Facsimile: (212) 402-9444

ATTORNEYS FOR DEFENDANTS

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the above and foregoing document has been served on all counsel of record via the Court's ECF system on June 26, 2018.

/s/ Robin L. Cohen

Robin L. Cohen